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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BLOOM *et al.*

Appl. No. 09/227,742

Filed: January 8, 1999

For: **Method for Increasing Viability
and Transformation Efficiency of
Bacteria During Storage at Low
Temperatures**

Confirmation No. 7763

Art Unit: 1636

Examiner: Loeb, B.

Atty. Docket: 0942.4770003/RWE/FRC

**Notice of Appeal From the Examiner to the Board
of Patent Appeals and Interferences - Large Entity**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final decision of the Examiner dated **February 28, 2002**, in which claims 45-59 and 61-84 were finally or twice rejected.

The fee (for a large entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 1.17(b)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is included in our Check No. 36048. In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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